DECISION No 3/2026
OF THE JOINT COMMITTEE ESTABLISHED
BY THE AGREEMENT ON THE WITHDRAWAL
OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND
FROM THE EUROPEAN UNION
AND THE EUROPEAN ATOMIC ENERGY COMMUNITY

of 10 November 2026

adding a newly adopted Union act to Annex 2 to the Windsor Framework

THE JOINT COMMITTEE,

Having regard to the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community[1] (the 'Withdrawal Agreement'), and in particular Article 13(4) of the Windsor Framework[2],

Whereas:

(1) Article 13(4) of the Windsor Framework empowers the Joint Committee established under Article 164(1) of the Withdrawal Agreement (the 'Joint Committee') to adopt decisions adding newly adopted Union acts falling within the scope of the Windsor Framework to the relevant Annexes to the Windsor Framework.

(2) Pursuant to Article 166(2) of the Withdrawal Agreement, the decisions adopted by the Joint Committee are binding on the Union and the United Kingdom. The Union and the United Kingdom are to implement such decisions, which have the same legal effect as the Withdrawal Agreement.

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1 OJ L 29, 31.1.2020, p. 7, ELI: http://data.europa.eu/eli/treaty/withd_2020/sign.

2 Joint Declaration No 1/2023 of the Union and the United Kingdom in the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 24 March 2023 (OJ L 102, 17.4.2023, p. 87).

(3) Articles 103 to 107 and Article 109 of Regulation (EU) 2024/1689 of the European Parliament and of the Council[3] are applicable pursuant to Article 13(3) of the Windsor Framework. The remainder of the provisions of that Regulation, provided that they contain conditions and technical specifications for the placing on the market of products, or relate to the provision of services that may affect the free movement of products, and with the exception of Articles 102, 108 and 110 thereof, are provisions of a newly adopted Union act falling within the scope of the Windsor Framework which should be added to Annex 2 to the Windsor Framework,

HAS ADOPTED THIS DECISION:

Article 1

Regulation (EU) 2024/1689 of the European Parliament and of the Council of 13 June 2024 laying down harmonised rules on artificial intelligence and amending Regulations (EC) No 300/2008, (EU) No 167/2013, (EU) No 168/2013, (EU) 2018/858, (EU) 2018/1139 and (EU) 2019/2144 and Directives 2014/90/EU, (EU) 2016/797 and (EU) 2020/1828 (Artificial Intelligence Act), as regards conditions and technical specifications for the placing on the market of products, and for their putting into service insofar as the free movement of products is concerned, and with the exception of Articles 102, 108 and 110 thereof, shall be added to Annex 2 to the Windsor Framework under point 47 'Other'.

Article 2

This Decision shall enter into force on the day following the date of its adoption.

Done at Brussels, 10 November 2026.

For the Joint Committee

The Co-chairs

Maroš ŠEFČOVIČ *Hamish FALCONER*

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[3] Regulation (EU) 2024/1689 of the European Parliament and of the Council of 13 June 2024 laying down harmonised rules on artificial intelligence and amending Regulations (EC) No 300/2008, (EU) No 167/2013, (EU) No 168/2013, (EU) 2018/858, (EU) 2018/1139 and (EU) 2019/2144 and Directives 2014/90/EU, (EU) 2016/797 and (EU) 2020/1828 (Artificial Intelligence Act) (OJ L, 2024/1689, 12.7.2024, ELI: http://data.europa.eu/eli/reg/2024/1689/oj).